

DEC 08 2005

**BEYER WEAVER & THOMAS, LLP**

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**FACSIMILE COVER SHEET**

December 8, 2005

**Receiver:** Examiner Asghar H. Bilgrami  
Group Art Unit 2143

**TEL #:**

**FAX #:** 571-273-8300 (central fax)

**Sender:** Mary R. Olynick

**Our Ref. No.:** ANDIP006

**Re:** U.S. Application No. 10/026,311

**Pages Including Cover Sheet(s):** 11


**MESSAGE:**

**Examiner Bilgrami:**

Attached please find the following documents for filing in the above-referenced application:

1. Amendment Transmittal; and
2. Response to Second Office Action.

Respectfully submitted,

  
Mary R. Olynick  
Reg. No. 42,963

**CONFIDENTIALITY NOTE**

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DEC 08 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Di Benedetto et al.

Attorney Docket No.: ANDIP006/9007

Application No.: 10/026,311

Examiner: Bilgrami, A.

Filed: December 21, 2001

Group: 2143

**Title: METHODS AND APPARATUS FOR  
IMPLEMENTING A HIGH AVAILABILITY  
FIBRE CHANNEL SWITCH****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on December 8, 2005.

Signed: 

Mia Mitchell-Flaynes

**AMENDMENT TRANSMITTAL**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	37	MINUS	35	2	x 25 =	x 50 = \$100.00
Independent Claims	3	MINUS	3	0	x 100 =	x 200 = 0
Multiple Dependent Claim Present and Fee Not Previously Paid						
Total					\$	\$100.00

- ☐ Applicant(s) hereby petition for a \_\_\_\_\_ month extension(s) of time to respond to the aforementioned Office Action.
- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☐ Enclosed is our Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the additional claim fee and/or extension of time fees.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. ANDIP006).

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP  
Mary R. Olynick  
Reg. No. 42,9630P.O. Box 70250  
Oakland, CA 94612-0250

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Signed:

Mia Mitchell Hagmes

**RESPONSE TO SECOND OFFICE ACTION**

Mail stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Arlington, VA 22313-1450

Please consider the following amendments and remarks provided in response to the Office Action mailed on September 9, 2005.

**Amendments to the Claims** are reflected in the listing of claims which being on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.

Adjustment date: 12/12/2005 EFLORES  
12/09/2005 ZJUHR1 00000063 500388 10026311  
01 FC:2202 50.00 CR

12/12/2005 EFLORES 00000002 500388 10026311  
01 FC:1202 100.00 DA

Application No.: 10/026,311

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12/09/2005 ZJUHR1 00000063 500388 10026311  
01 FC:2202 50.00 DA